

HOUSE JOURNAL

SEVENTY-EIGHTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

TWENTY-NINTH DAY — THURSDAY, MARCH 6, 2003

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 37).

Present — Mr. Speaker; Allen; Alonzo; Bailey; Baxter; Berman; Bohac; Bonnen; Branch; Brown, B.; Brown, F.; Burnam; Callegari; Campbell; Canales; Capelo; Casteel; Castro; Chavez; Chisum; Christian; Coleman; Cook, B.; Cook, R.; Corte; Crabb; Crownover; Davis, J.; Davis, Y.; Dawson; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Eiland; Eissler; Elkins; Ellis; Farabee; Farrar; Flores; Flynn; Gallego; Garza; Gattis; Geren; Giddings; Goodman; Goolsby; Griggs; Grusendorf; Guillen; Gutierrez; Haggerty; Hamilton; Hamric; Hardcastle; Harper-Brown; Heflin; Hegar; Hilderbran; Hill; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hughes; Hunter; Hupp; Isett; Jones, D.; Jones, E.; Jones, J.; Keel; Keffer, B.; Keffer, J.; King; Kolkhorst; Krusee; Kuempel; Laney; Laubenberg; Lewis; Luna; Mabry; Marchant; Martinez Fischer; McCall; McClendon; McReynolds; Menendez; Mercer; Merritt; Miller; Moreno, J.; Morrison; Mowery; Naishtat; Nixon; Oliveira; Olivo; Paxton; Peña; Phillips; Pickett; Pitts; Puente; Quintanilla; Rangel; Raymond; Reyna; Riddle; Ritter; Rodriguez; Rose; Seaman; Smith, T.; Smith, W.; Smithee; Solis; Solomons; Stick; Swinford; Talton; Taylor; Telford; Thompson; Truitt; Turner; Uresti; Van Arsdale; Villarreal; West; Wilson; Wise; Wohlgemuth; Wolens; Wong; Woolley; Zedler.

Absent, Excused — Madden.

Absent — Hartnett; Moreno, P.; Noriega.

The invocation was offered by Reverend Scott McManus, pastor, Living Word Church, Greenville, as follows:

Today, O Lord, we begin our prayer with lifting our voice and our eyes unto the hills from which cometh our help. We acknowledge that our help comes from the Lord, and we acknowledge the need of your guidance in our lives. With our voice, we confess that we stand at a crucial time in history—a crucial time for the State of Texas, the state of our nation, and the state of our world. And with our eyes we look to you with trust, and we are confident of your wisdom. Today, O Lord, we need you.

For multiple years now, you have directed the good leaders of our state and nation. You have been a great provider in the times of peril and plenty. And you have shown yourself strong with your abundant blessings. Today, we stand in

your holy presence and humbly ask for your continued guidance. Bless this house and the leadership of our state. Bless our president and leaders of our nation. And bless the men and women in uniform around the world.

And Father, we thank you for loving us. Thank you for the spirit of mercy and grace that flows through these hallowed halls. Thank you for the continued vision of a greater people, a greater land, and a greater day. And thank you for the hands of sure compassion and matchless strength that surround our daily lives. We pray today in the most splendid name of our Savior. God bless our state and God bless America. Amen.

CAPITOL PHYSICIAN

The speaker recognized Representative Mowery who presented Dr. Richard Young of Fort Worth as the "Doctor for the Day."

The house welcomed Dr. Young and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for today because of a death in the family:

Madden on motion of E. Jones.

(Lewis in the chair)

CAPITOL OPTOMETRIST

The chair recognized Representative Gallego who presented Dr. Hulon Pass of Fort Stockton as the "Optometrist for the Day."

HR 403 - ADOPTED (by Hunter and Farabee)

Representative Hunter moved to suspend all necessary rules to take up and consider at this time **HR 403**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 403, Honoring Chris Kyker for her contributions and continuing service as Speaker of the Texas Silver-Haired Legislature.

HR 403 was read and was adopted without objection.

On motion of Representative Farabee, the names of all the members of the house were added to **HR 403** as signers thereof.

INTRODUCTION OF GUEST

The chair recognized Representative Hunter who introduced Chris Kyker. Mrs. Kyker briefly addressed the house.

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

HCR 12 - ADOPTED (by Chisum)

Representative Chisum moved to suspend all necessary rules to take up and consider at this time **HCR 12**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 12, In memory of Robert O. "Bob" Schnell of Borger.

HCR 12 was read and was unanimously adopted by a rising vote.

On motion of Representative Swinford, the names of all the members of the house were added to **HCR 12** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Chisum who introduced the family of Robert O. "Bob" Schnell.

HR 33 - ADOPTED (by Van Arsdale)

Representative Van Arsdale moved to suspend all necessary rules to take up and consider at this time **HR 33**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 33, Congratulating The University of Texas baseball team on winning the 2002 NCAA national championship.

HR 33 was read and was adopted without objection.

On motion of Representative Kuempel, the names of all the members of the house were added to **HR 33** as signers thereof.

INTRODUCTION OF GUESTS

The chair recognized Representative Van Arsdale who introduced the coaches of The University of Texas baseball team: Augie Garrido, Tommy Harmon, and Frank Anderson. Coach Garrido briefly addressed the house.

HCR 78 - ADOPTED (by Homer)

Representative Homer moved to suspend all necessary rules to take up and consider at this time **HCR 78**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 78, Designating March 6, 2003, as Mount Vernon/Franklin County Day at the State Capitol.

HCR 78 was read and was adopted without objection.

(Noriega now present)

**HR 283 - ADOPTED
(by Guillen)**

Representative Guillen moved to suspend all necessary rules to take up and consider at this time **HR 283**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 283, Recognizing March 6, 2003, as Duval County Day at the Capitol.

HR 283 was read and was adopted without objection.

INTRODUCTION OF GUESTS

The chair recognized Representative Guillen who introduced a delegation from Duval County.

**HR 400 - ADOPTED
(by Flynn)**

Representative Flynn moved to suspend all necessary rules to take up and consider at this time **HR 400**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 400, Recognizing March 7, 2003, as Hunt County Day at the State Capitol.

HR 400 was adopted without objection.

**HR 376 - ADOPTED
(by Capelo)**

Representative Capelo moved to suspend all necessary rules to take up and consider at this time **HR 376**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 376, Recognizing March 6, 2003, as Texas Dietetic Association Legislative Day at the State Capitol.

HR 376 was read and was adopted without objection.

**HR 398 - ADOPTED
(by Puente)**

Representative Puente moved to suspend all necessary rules to take up and consider at this time **HR 398**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 398, Recognizing the role of the Canary Islanders in the founding of the villa of San Fernando de Béxar.

HR 398 was adopted without objection.

HR 238 - ADOPTED
(by Rose, et al.)

Representative Rose moved to suspend all necessary rules to take up and consider at this time **HR 238**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 238, Honoring John S. Etchieson of Austin on the occasion of his retirement.

HR 238 was read and was adopted without objection.

INTRODUCTION OF GUEST

The chair recognized Representative Rose who introduced John S. Etchieson. Mr. Etchieson briefly addressed the house.

HR 404 - ADOPTED
(by B. Cook)

Representative B. Cook moved to suspend all necessary rules to take up and consider at this time **HR 404**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 404, Congratulating Leland and Sue Cook of Corsicana on the occasion of their 50th wedding anniversary.

HR 404 was adopted without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Juvenile Justice and Family Issues, 2 p.m. today, E2.028, for a public hearing.

General Investigating, will reconvene at 11:30 a.m. today, to consider Houston crime lab.

Border and International Affairs, upon adjournment, JHR 120, for a public hearing.

PROVIDING FOR ADJOURNMENT

Representative Puente moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees and the receipt of senate messages, the house adjourn until 2 p.m. Monday, March 10.

The motion prevailed without objection.

**BILLS AND JOINT RESOLUTIONS ON FIRST READING
AND REFERRAL TO COMMITTEES
RESOLUTIONS REFERRED TO COMMITTEES**

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 2).

ADJOURNMENT

In accordance with a previous motion, the house, at 11:20 a.m., adjourned until 2 p.m. Monday, March 10.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 1404 (By J. Davis and Noriega), Relating to the construction of rail lines over public lands.

To Transportation.

HB 1501 (By Denny), Relating to the filing of campaign treasurer appointments and reports of political contributions and expenditures by candidates for, holders of, and specific-purpose committees for supporting or opposing candidates for or assisting holders of county, precinct, and certain district offices.

To Elections.

HB 1502 (By Naishtat), Relating to a residential tenant's right to summon police or emergency assistance; providing a civil penalty.

To Business and Industry.

HB 1503 (By Rose), Relating to the authority of the commissioners court of a county to regulate the movement of an oversize manufactured house on certain county roads, bridges, or culverts; providing a penalty.

To County Affairs.

HB 1504 (By Rose), Relating to notification provided by physicians to students and parents or guardians of students who participate in extracurricular sports activities sponsored or sanctioned by school districts, open-enrollment charter schools, or the University Interscholastic League.

To Public Education.

HB 1505 (By Rose), Relating to compensatory time off for certain persons who are employed by the state as peace officers.

To Law Enforcement.

HB 1506 (By Rose), Relating to single-member districts for the board of the Barton Springs-Edwards Aquifer Conservation District.

To Natural Resources.

HB 1507 (By Coleman), Relating to a motor vehicle registration fee to support trauma centers to be collected when a motor vehicle is registered.

To Transportation.

HB 1508 (By Flores), Relating to the regulation of certain occupations by the Texas Real Estate Commission.

To Licensing and Administrative Procedures.

HB 1509 (By Flores), Relating to the jurisdiction of and filing fees in certain courts.

To Judicial Affairs.

HB 1510 (By Flores), Relating to package store tasting permits.

To Licensing and Administrative Procedures.

HB 1511 (By E. Jones, Dutton, Krusee, and Crownover), Relating to the appointment of certain judicial offices and a nonpartisan election for the retention or rejection of a person appointed to those offices.

To Judicial Affairs.

HB 1512 (By West), Relating to meetings to exchange information regarding emergency management plans relating to pipeline safety.

To Energy Resources.

HB 1513 (By Denny), Relating to salary deductions from public school employees for political purposes; providing civil and criminal penalties.

To Public Education.

HB 1514 (By Allen), Relating to the imposition of sanctions on defendants who violate conditions of community supervision.

To Corrections.

HB 1515 (By Allen), Relating to temporary license suspensions of registered nurses.

To Public Health.

HB 1516 (By Allen), Relating to the investigation and prosecution of an offense motivated by objection to certain activities involving animals, activities involving natural resources, or activities involving the operation of an animal facility.

To Criminal Jurisprudence.

HB 1517 (By J. Jones), Relating to the posting of a list of voters' rights at a polling place.

To Elections.

HB 1518 (By Dutton), Relating to accountability for public school dropouts and students at risk of dropping out of school.

To Public Education.

HB 1519 (By Casteel), Relating to the payment of ad valorem taxes on property erroneously omitted from a tax roll and to the waiver of penalties and interest on an ad valorem tax that becomes delinquent due to the error of a taxing unit or appraisal district.

To Local Government Ways and Means.

HB 1520 (By Casteel), Relating to allowing a train to stand on a street, railroad crossing, or highway.

To Transportation.

HB 1521 (By Corte), Relating to economic development, strategic planning, and other issues regarding military facilities, and the merger of certain state agencies with aerospace or military responsibilities; granting authority to issue bonds.

To Defense Affairs and State-Federal Relations.

HB 1522 (By Corte), Relating to the approval of expenditures for state militia.

To Defense Affairs and State-Federal Relations.

HB 1523 (By Farabee), Relating to the number of license plates to be issued for and displayed on certain motor vehicles.

To Transportation.

HB 1524 (By Thompson), Relating to the prohibition of certain discrimination in applications for employment and employment interviews.

To State Affairs.

HB 1525 (By Thompson), Relating to certain small face amount life insurance policies.

To Insurance.

HB 1526 (By Geren), Relating to the registration requirements for certain retired or part-time architects.

To Licensing and Administrative Procedures.

HB 1527 (By Harper-Brown), Relating to the operation and movement of a vehicle when a traffic-control signal does not display an indication.

To Transportation.

HB 1528 (By Harper-Brown), Relating to a declaration of a local state of disaster by certain joint airport boards.

To Defense Affairs and State-Federal Relations.

HB 1529 (By R. Cook), Relating to the inspection of wildlife resources and devices used to catch or hunt wildlife resources; providing a criminal penalty.

To State Cultural and Recreational Resources.

HB 1530 (By R. Cook), Relating to creating a presumption regarding a person's alcohol concentration level.

To Criminal Jurisprudence.

HB 1531 (By R. Cook), Relating to powers and duties of gas and electric corporations.

To Regulated Industries.

HB 1532 (By R. Cook), Relating to authority of political subdivisions to exercise the power of eminent domain to acquire rights to water.

To Natural Resources.

HB 1533 (By R. Cook), Relating to the ad valorem taxation of certain property owned by a municipality.

To Local Government Ways and Means.

HB 1534 (By R. Cook), Relating to the removal of certain powers of groundwater conservation districts.

To Natural Resources.

HB 1535 (By R. Cook), Relating to the use of certain fees by groundwater conservation districts.

To Natural Resources.

HB 1536 (By Reyna and Goodman), Relating to certain communication with and access to a child following termination of the parent-child relationship.

To Juvenile Justice and Family Issues.

HB 1537 (By Dukes and Thompson), Relating to a fee for statues of Barbara Jordan and Cesar Chavez and related scholarships at The University of Texas at Austin.

To Higher Education.

HB 1538 (By Chisum), Relating to the continuation and functions of the Texas Funeral Service Commission, including certain functions transferred to the commission from the Texas Department of Health.

To Public Health.

HB 1539 (By Naishtat), Relating to associate judges for statutory probate courts.

To Judicial Affairs.

HB 1540 (By Callegari), Relating to the general powers and authority of the West Harris County Regional Water Authority.

To Natural Resources.

HB 1541 (By Callegari), Relating to the general powers and authority of water districts.

To Natural Resources.

HB 1542 (By Puente), Relating to discounts or other forms of pricing flexibility for telecommunications services.

To Regulated Industries.

HB 1543 (By Bonnen), Relating to health benefit plan coverage for an enrollee with autism and pervasive developmental disorders.

To Insurance.

HB 1544 (By Bonnen), Relating to a pilot project to allow select public junior colleges to offer certain baccalaureate degrees.

To Higher Education.

HB 1545 (By Raymond), Relating to a prescription drug purchasing program and an associated assistance program.

To Public Health.

HB 1546 (By Raymond), Relating to banning pellet and BB guns from certain public places; providing criminal penalties.

To Criminal Jurisprudence.

HB 1547 (By Raymond), Relating to the eligibility of the holders of certain offices for state official license plates.

To Transportation.

HB 1548 (By Raymond), Relating to enrollment of certain children in the state child health plan.

To State Health Care Expenditures, Select.

HB 1549 (By Denny), Relating to changes required in election laws to implement the federal Help America Vote Act of 2002.

To Elections.

HB 1550 (By Zedler), Relating to certain restrictions on the use of labor union dues; providing penalties.

To Economic Development.

HB 1551 (By Haggerty), Relating to the civil liability of certain emergency medical services personnel and providers.

To Civil Practices.

HB 1552 (By Haggerty), Relating to collateral protection insurance.

To Financial Institutions.

HB 1553 (By Haggerty), Relating to the financial security requirements of certain issuers of reimbursement insurance policies for service contract providers.

To Licensing and Administrative Procedures.

HB 1554 (By Grusendorf), Relating to a virtual charter school administered by a public senior college or university.

To Public Education.

HB 1555 (By Coleman), Relating to a demonstration project to provide certain medications and related services through the medical assistance program.

To State Health Care Expenditures, Select.

HB 1556 (By Coleman), Relating to the immunization registry.

To Public Health.

HB 1557 (By Coleman), Relating to the eligibility of certain employers for a state tax refund for certain wages paid or incurred.

To Human Services.

HB 1558 (By Coleman), Relating to coverage of anorexia and bulimia as serious mental illnesses under certain group health benefit plans.

To Insurance.

HB 1559 (By Coleman), Relating to a demonstration project to provide certain services and medications through the medical assistance program to persons with HIV infection or AIDS.

To State Health Care Expenditures, Select.

HB 1560 (By Coleman), Relating to a study of toxic molds conducted by the Texas Department of Health.

To Public Health.

HB 1561 (By Eiland), Relating to nonforfeiture amounts of certain annuities.

To Insurance.

HB 1562 (By Merritt), Relating to applications for public information that are frivolous or filed for the purpose of harassment.

To State Affairs.

HB 1563 (By Casteel), Relating to charitable contributions by state employees to the General Land Office's Adopt-A-Map/Adopt-A-Document Program.

To Land and Resource Management.

HB 1564 (By Truitt), Relating to the use of municipal funds for the acquisition of land or acquisition, construction, expansion, or renovation of facilities for an open-enrollment charter school.

To Public Education.

HB 1565 (By Truitt), Relating to the punishment for the offense of burglary of a vehicle.

To Criminal Jurisprudence.

HB 1566 (By Telford), Relating to lower-division and upper-division courses at Texas A&M University–Texarkana.

To Higher Education.

HB 1567 (By West), Relating to the disposal of low-level radioactive waste.

To Environmental Regulation.

HB 1568 (By Gallego), Relating to the continuation and functions of the Board of Tax Professional Examiners.

To Licensing and Administrative Procedures.

HB 1569 (By Gallego), Relating to the composition of the permanent school fund and the available school fund and to transfers from the permanent school fund to the available school fund.

To Public Education.

HB 1570 (By Gallego), Relating to University Interscholastic League rules concerning a community celebration for a school team that participates in a league activity.

To Public Education.

HB 1571 (By Dutton and Goodman), Relating to certain suits affecting the parent-child relationship of, certain records regarding, and foster care payments for certain children.

To Juvenile Justice and Family Issues.

HB 1572 (By Wilson), Relating to the regulation of certain combative sports.

To Licensing and Administrative Procedures.

HB 1573 (By Wilson), Relating to nonrepairable and salvage motor vehicles.

To Transportation.

HB 1574 (By Ritter), Relating to annual reports of the efficiency of officers commissioned by the Department of Public Safety.

To Law Enforcement.

HB 1575 (By Ritter), Relating to cost based transportation rates for natural gas.

To Energy Resources.

HB 1576 (By Gallego), Relating to the telecommunications planning and oversight council.

To State Affairs.

HB 1577 (By Gallego), Relating to the prohibition of glass containers within the boundaries of a state-owned riverbed; providing criminal penalties.

To Natural Resources.

HB 1578 (By Gallego), Relating to the continuation and functions of the Board of Law Examiners.

To Judicial Affairs.

HB 1579 (By Gallego), Relating to the regulation of certain political contributions, political expenditures, and political advertising; providing civil and criminal penalties.

To Elections.

HB 1580 (By Gallego), Relating to limits on political contributions to and direct campaign expenditures made on behalf of certain candidates, officeholders, and political committees; providing civil penalties.

To Elections.

HB 1581 (By Gallego), Relating to the reporting of information relating to the occupation and employer of persons making certain political contributions or contributions to legislative caucuses.

To Elections.

HB 1582 (By Gallego), Relating to nonpartisan elections for statewide judicial office, to the regulation of political contributions and expenditures in connection with statewide judicial office, and to the public financing of campaigns for statewide judicial office; providing civil and criminal penalties.

To Judicial Affairs.

HB 1583 (By Gallego), Relating to the regulation of political contributions to certain unopposed judicial candidates; providing a civil penalty.

To Judicial Affairs.

HB 1584 (By Olivo), Relating to the Parents as Scholars pilot program under the Medicaid system.

To Human Services.

HB 1585 (By Edwards), Relating to reimbursements to certain urban hospitals under the disproportionate share program.

To State Health Care Expenditures, Select.

HB 1586 (By Baxter), Relating to excepting from required public disclosure under the public information law the assessments of a utility's vulnerability to intentional acts of harm.

To State Affairs.

HB 1587 (By Baxter), Relating to the charges that may be imposed under the public information law for providing a copy of public information.

To State Affairs.

HB 1588 (By Baxter), Relating to the disclosure of the expiration or reduction in value of a gift certificate.

To Business and Industry.

HB 1589 (By Farrar), Relating to criminal and civil liability for causing injury to a pregnant woman.

To Criminal Jurisprudence.

HB 1590 (By Paxton), Relating to multiple-party accounts.

To Judicial Affairs.

HB 1591 (By Nixon), Relating to the resolution of certain contract claims against the state.

To State Affairs.

HB 1592 (By Nixon), Relating to the establishment of the offense of performing a medical procedure while under the influence of drugs or alcohol.
To Criminal Jurisprudence.

HB 1593 (By Nixon), Relating to the rules, procedures, and programs of the University Interscholastic League.
To Public Education.

HB 1594 (By West), Relating to requirements for emergency response plans relating to pipeline safety.
To Energy Resources.

HB 1595 (By Christian), Relating to access to certain telecommunications service in certain communities.
To Regulated Industries.

HB 1596 (By Christian), Relating to a requirement that recipients of public assistance enroll dependent children in a public health care program.
To Human Services.

HB 1597 (By Madden), Relating to the use of federal write-in absentee ballots by military and overseas personnel.
To Elections.

HB 1599 (By Madden), Relating to the creation and operation of the advisory committee on health care coverage issues.
To Insurance.

HB 1600 (By Madden), Relating to the issuance of special license plates for members of the American Legion.
To Transportation.

HB 1601 (By Madden), Relating to certain regulations and procedures for early voting.
To Elections.

HB 1602 (By Madden), Relating to the availability on the Internet of electronic reports of political contributions and expenditures.
To Elections.

HB 1603 (By Griggs), Relating to increases in the tax on cigarettes and other tobacco products and to the allocation of those increases to the foundation school fund.
To Ways and Means.

HB 1604 (By Geren), Relating to county authority to regulate the use, location, and occupancy of land and buildings for residential purposes; providing a penalty.
To Land and Resource Management.

HB 1605 (By Peña), Relating to the designation of United States Highway 281 as the Alvar Nuez Cabeza de Vaca Highway.
To Transportation.

HB 1607 (By Corte), Relating to the authority of a general-law municipality to annex certain areas.

To Land and Resource Management.

HB 1608 (By Riddle), Relating to the punishment for the offense of making a false report regarding a missing child or missing person.

To Criminal Jurisprudence.

HB 1609 (By Riddle), Relating to administration of certain oaths by an employee of a personal bond office.

To Criminal Jurisprudence.

HB 1610 (By Riddle), Relating to the authority of a constable to fill a vacancy in an existing office of deputy constable.

To County Affairs.

HB 1611 (By Riddle), Relating to the civil and criminal consequences of a person's refusal to consent to the taking of a blood or breath specimen to test for intoxication.

To Law Enforcement.

HB 1612 (By Riddle), Relating to the use of alternate grand jurors.

To Criminal Jurisprudence.

HB 1613 (By Riddle), Relating to the offense of aggravated sexual assault against a disabled individual.

To Criminal Jurisprudence.

HB 1614 (By Truitt), Relating to the reporting of medical errors by certain hospitals, ambulatory surgical centers, and mental hospitals.

To Public Health.

HB 1615 (By Farabee), Relating to requirements for door restrictors or firefighter's service applicable to certain elevators, escalators, or related equipment.

To Licensing and Administrative Procedures.

HB 1616 (By Farabee), Relating to state energy conservation office cooperation with federal programs related to research on and development and demonstration of fuel cells.

To Energy Resources.

HB 1617 (By R. Cook), Relating to the fees of office for a director of a groundwater conservation district.

To Natural Resources.

HB 1618 (By R. Cook), Relating to allowing groundwater conservation districts to limit the export of water.

To Natural Resources.

HB 1619 (By Laubenberg), Relating to computation of wealth per student for certain school districts.

To Public Education.

HB 1620 (By Swinford), Relating to funding of the Texas Wine Marketing Assistance Program.

To Licensing and Administrative Procedures.

HB 1735 (By Delisi), Relating to disease management services under certain state-funded or state-administered health plans.

To State Health Care Expenditures, Select.

HCR 71 (By Lewis), Honoring Coach Robert Hughes of Dunbar High School for being the most successful high school basketball coach in history.

To Rules and Resolutions.

HCR 72 (By Thompson), Honoring Howard G. Baldwin, Jr., of Austin on his retirement as first assistant attorney general of Texas.

To Rules and Resolutions.

HR 362 (By Hunter), Honoring the 75th anniversary of the Texas Veterans Commission.

To Rules and Resolutions.

HR 364 (By J. Jones), In memory of Zara L. Robinson-Davis of Eagle Lake.

To Rules and Resolutions.

HR 366 (By Dutton), Honoring the Reverend Murphy D. Simon, Jr., on his installation as pastor of First Saint Mark Baptist Church in Houston.

To Rules and Resolutions.

HR 368 (By Dutton), Honoring Pastor Charles Lewis Jackson of Houston for his commitment to his church and community.

To Rules and Resolutions.

HR 373 (By J. Jones), Honoring Dr. Claytly Odessa Searcy as she serves as Pastor of the Day for the house of representatives on March 11, 2003.

To Rules and Resolutions.

HR 378 (By Bonnen), Honoring Winston Avera of Brazoria County for his efforts in behalf of mentally retarded and mentally disabled Texans.

To Rules and Resolutions.

HR 379 (By Flynn), Recognizing March 19, 2003, as Van Zandt County Day at the State Capitol.

To Rules and Resolutions.

HR 380 (By McClendon), Honoring Joyce Sowell of San Antonio for being named an Unsung Hero by the San Antonio Express-News.

To Rules and Resolutions.

HR 381 (By McClendon), Honoring Barbara Gervin Hawkins of San Antonio for being named an Unsung Hero by the San Antonio Express-News.

To Rules and Resolutions.

HR 382 (By McClendon), Honoring John "Buddy" Gardner of San Antonio for being named an Unsung Hero by the San Antonio Express-News.

To Rules and Resolutions.

HR 383 (By McClendon), Honoring Hattie Brock of San Antonio for being named an Unsung Hero by the San Antonio Express-News.

To Rules and Resolutions.

HR 384 (By McClendon), Honoring John Etta Slaughter of San Antonio for being named an Unsung Hero by the San Antonio Express-News.

To Rules and Resolutions.

HR 389 (By Farabee), Honoring Dr. Philip Logan Stephenson of Wichita Falls on his 70th birthday.

To Rules and Resolutions.

HR 390 (By Flores), Honoring Sergeant Robert Martinez of Pharr on his retirement from the Pharr Police Department.

To Rules and Resolutions.

HR 391 (By Hilderbran), In memory of Joe Burkett, Jr., of Kerrville.

To Rules and Resolutions.

HR 392 (By Hilderbran), In memory of Roland Philip "Jack" Fournier of Kerrville.

To Rules and Resolutions.

HR 393 (By Naishtat), Honoring Dr. David Wright for being named 2002 Family Physician of the Year by the Texas Academy of Family Physicians.

To Rules and Resolutions.

HR 394 (By Chavez), In memory of Diego Isaias Natera of El Paso.

To Rules and Resolutions.

HR 395 (By Kolkhorst), Honoring Poncho Roberts for being named Citizen of the Year.

To Rules and Resolutions.

HR 396 (By Kolkhorst), Recognizing March 11, 2003, as Walker County Day at the State Capitol.

To Rules and Resolutions.

HR 397 (By Hunter), Honoring Fletcher Spargo of Abilene for earning a perfect score on the SAT.

To Rules and Resolutions.

HR 399 (By Mercer), Honoring the students of San Antonio's Taft High School, as well as the Texas Department of Transportation and the Texas Transportation Institute, for their development of project Y.I.E.L.D.

To Rules and Resolutions.

HR 401 (By Hunter), Honoring the Abilene Retired and Senior Volunteer Program on its 30th anniversary.

To Rules and Resolutions.

HR 402 (By Hill), Congratulating Leticia and David Morgan on the birth of their son, Grant David Morgan, and extending to Grant best wishes for a bright and happy future.

To Rules and Resolutions.

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1**MESSAGE FROM THE SENATE****SENATE CHAMBER**

Austin, Texas

Thursday, March 6, 2003

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:**HCR 61**

Pitts

SPONSOR: Averitt

Recognizing 2003 as the sesquicentennial year for Hill County and the City of Hillsboro.

HCR 76

Garza

SPONSOR: Madla

Recognizing March 5, 2003, as Eagle Pass Day at the State Capitol.

HCR 77

Merritt

SPONSOR: Ratliff

Honoring the Longview Partnership's Leadership Tomorrow program.

SB 165

Carona

Relating to the authority of certain law enforcement agencies to remove certain personal property from a roadway or right-of-way.

SB 322

Armbrister

Relating to persons who may administer oaths in Texas.

Respectfully,

Patsy Spaw

Secretary of the Senate

Message No. 2**MESSAGE FROM THE SENATE****SENATE CHAMBER**

Austin, Texas

Thursday, March 6, 2003 - 2

The Honorable Speaker of the House

House Chamber

Austin, Texas

Mr. Speaker:

I am directed by the senate to inform the house that the senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 12

Chisum

In memory of Robert O. "Bob" Schnell of Borger.

HCR 78

Homer

Designating March 6, 2003, as Mount Vernon/Franklin County Day at the State Capitol.

Respectfully,

Patsy Spaw

Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 5

Judicial Affairs - **HB 462, HB 858, HB 934**

State Affairs - **HB 530, HB 816**

Transportation - **HB 156, HB 157, HB 510, HB 630, HB 850**

